

Serial No. 10/748,819

Remarks

Claims 1-4 stand rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 3,849,810 to Degan.

Degan discloses a stuffed pillow intended to support the head and in which is provided an opening which can be easily closed. A second stuffing is sewed in the region of the opening such that it can be inserted or removed from the pillow case according to the user's requirements. More particularly, the case comprises three interconnected sections extending side by side along the length of the pillow with the principal opening in the center and the main stuffing of the center sections being thinner than the main stuffing of the other two sections. It is particularly noted that Degan merely suggests the possibility of folding the two side sections up to cover the user's ears (see column 2, lines 64-67), but never suggests folding them under. Even if the side sections of Degan were folded under the middle section, there would be no spacing between same.

By contrast, and as the presently amended claims now more particularly describe, applicant's side sleeping pillow combination includes a main pillow with side pads made to fold under the main pillow. When so folded, there remains a space between the folded under side pads that encompasses the entire length of the pillow. This space being ideal for arm placement for those people who tend to sleep on their side.

With this amendment, applicant believes this application is now in condition for allowance, which action is respectfully solicited.

Respectfully submitted,

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January 13, 2005